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7 Attorneys for Defendants,  
8 EMBLAZE ONE INC., LIMITLESS X INC.,  
9 JASPREET MATHER and KENNETH HALLER  
10

11 UNITED STATES DISTRICT COURT  
12 CENTRAL DISTRICT OF CALIFORNIA

13 HARPO, INC. And OW LICENSING  
14 COMPANY LLC,

15 Plaintiffs,

16 vs.

17 EMBLAZE ONE INC.,  
18 LIMITLESS X INC., JASPREET  
19 MATHER, KENNETH HALLER  
20 and JOHN DOES 1 - 30

21 Defendants.  
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CASE NO. 2:23-cv-04459 VAP (ASx)

Hon. Virginia A. Phillips (District Judge)

STIPULATION AND [PROPOSED]  
ORDER TO EXTEND DEFENDANTS'  
TIME TO RESPOND TO  
COMPLAINT; DECLARATION OF  
ROB D. CUCHER IN SUPPORT

Complaint Filed: June 20, 2023

1 Plaintiffs and Defendants, and each of them hereby stipulate and request that  
2 the Court enter an order extending Defendants' time to file an answer or other  
3 responsive pleading by approximately forty-five (45) days. This is the sixth request.

4 Plaintiffs filed the operative Complaint ("Complaint") on June 20, 2023 and  
5 served each of the Defendants shortly thereafter, at different times all ranging within  
6 about a week from each other. The responsive pleading to the Complaint from  
7 Emblaze One, Inc., the first Defendant to be served, was due July 24, 2023. The first  
8 request for an order on extension was granted, and then an additional four requests  
9 were all granted due to the complexities in finalizing settlement terms and  
10 documents. The settlement agreement has been drafted but the final amount and  
11 payment terms still need to be finalized. The parties were hopeful to have it done in  
12 January, but the holidays and other obstacles have delayed the closing of this  
13 settlement. The previous extension set the due date on January 15, 2024, but with the  
14 holiday it was pushed to today, January 16, 2024. The Parties request a sixth, and  
15 again hopefully final, extension to March 4, 2024. The Parties hereby asserts that  
16 good cause exists for this sixth extension request, for 45-days, as follows:

17 1. Plaintiffs and Defendants through their counsel have a settlement  
18 agreement drafted but are still negotiating the final numbers, and are now very close  
19 to finalizing the transaction. Unfortunately, additional time is still necessary.

20 2. The Parties do not wish to incur further fees in preparing responsive  
21 pleadings, cross-complaints, motions, or for court conferences at this time given the  
22 interest by all Parties to settle the case, and do not wish to cause the Court to use its  
23 time in considering motions that may be obviated by an early settlement which  
24 appears so close; and

25 3. Plaintiffs and Defendants are therefore in agreement that the date to file  
26 an answer or other pleading responsive to the Complaint be extended again for all  
27 Defendants. The Parties hereby request that all of the Defendants' response date to  
28

1 forty-five days from the current due date, to **March 4, 2024** for all parties to file a  
2 responsive pleading.

3  
4 The parties respectfully request that the Court so order.  
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6  
7 IT IS SO STIPULATED.  
8

9 DATED: January 16, 2024

/s/Rob D. Cucher.  
Rob D. Cucher, Esq.  
Attorneys for Emblaze One Inc., et al.

12  
13 DATED: January 16, 2024

/s/Fara S. Sunderji.  
Fara S. Sunderji, Esq.  
Attorneys for Harpo Inc., et al.

**DECLARATION OF ROB D. CUCHER**

I am an attorney duly licensed to practice before the courts of the United States, in the Central District of California; I am the attorney representing all Defendants in this matter, including Emblaze One Inc., Limitless X Inc., Jaspreet Mather, and Kenneth Haller, for all pre-litigation settlement efforts; if called upon as a witness in this matter, I could and would competently testify to the following:

1. I have had discussions with counsel for Plaintiff in regards to settling the matter over the last four months. We are so close. The final number is still being negotiated. On January 15, 2024, counsel for Plaintiff informed me that she will be in touch this week to discuss the latest proposal on the final settlement sum, and suggested another 45-day extension. We both hope this will be the last request.
2. More time to negotiate final terms should lead to a full settlement of this case, and not cause prejudice to any party.
3. If the Parties can have forty-five days to work together, we can do our best to finalize and get the agreement executed, thereby obviating the need for law and motion such as cross actions against third parties and potential motions as to individual defendants. Defendants would be prejudiced to need to work on these pleadings rather than on the settlement opportunity, while Plaintiff would not be prejudiced by another extension.

I declare under penalty of perjury, under the laws of the U.S., that the foregoing is true and correct. Executed on January 16, 2024, at Los Angeles, California.



Rob D. Cucher, Declarant

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CASE NO. 2:23-cv-04459 VAP (ASx)

Hon. Virginia A. Phillips (District Judge)

[PROPOSED] ORDER GRANTING  
THE STIPULATION TO EXTEND  
DEFENDANTS' TIME TO RESPOND  
TO COMPLAINT

Complaint Filed: June 20, 2023

17  
18 ORDER Pursuant to stipulation, and for good cause shown, Defendants'  
19 deadline to respond to Plaintiffs' Complaint is extended to March 4, 2024, or to  
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21 \_\_\_\_\_.

22 IT IS SO ORDERED.  
23

24 Dated: \_\_\_\_\_  
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26 \_\_\_\_\_  
UNITED STATES MAGISTRATE JUDGE  
27  
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